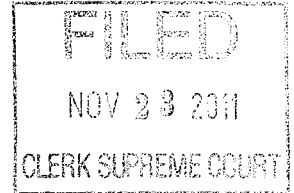


**IN THE SUPREME COURT OF IOWA**



**Request for public comment** )  
**regarding proposed amendments** )  
**to Rules of Juvenile** )  
**Procedure** )

**Order**

---

The Advisory Committee on Rules of Juvenile Procedure recommends adoption of two new rules: procedure for closure of CINA proceedings and court review of written reports. The purpose of the rule regarding closure of CINA proceedings is to create a uniform practice across the state for closing an underlying child in need of assistance proceeding upon the entry of an order under Iowa Code Section 232.117. The other rule clarifies that a juvenile judge may review written reports such as those prepared by the department of human services, juvenile court officers, and court appointed special advocates prior to the hearing in which these reports are required to be submitted. By reading a report prior to a hearing, a judge is better prepared to ask questions about relevant and important issues related to the well-being of the child who is the subject of the juvenile court case.

The supreme court seeks public comment on the proposed amendments prior to taking further action on them. Copies of the proposed amendments and a summary of them can be found at [www.iowacourts.gov/Supreme\\_Court/Orders/](http://www.iowacourts.gov/Supreme_Court/Orders/). In addition, copies are available at the office of the Clerk of the Supreme Court.

Any interested organization, agency, or person may submit written comments. Comments about a proposed rule must refer to the specific rule number (for example, Rule 9.3(2)) and the specific numbered line or lines to which the comments are directed. Comments sent by email must be e-mailed

to **rules.comments@iowacourts.gov**, must state **"juvenile rules"** in the subject line of the e-mail, and must be sent **as an attachment to the e-mail in Microsoft Word format**. Instead of submission by email, comments may be delivered in person or mailed to the Clerk of the Supreme Court, 1111 East Court Avenue, Des Moines, Iowa, 50319. **The deadline for submitting comments is 4:30 p.m. on December 23, 2011.**

Dated this 23rd day of November, 2011.

THE SUPREME COURT OF IOWA

By Mark S. Cady  
Mark S. Cady, Chief Justice

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29

## CHAPTER 8

### RULES OF JUVENILE PROCEDURE

\* \* \* \*

#### **(New) Rule 8.\_\_ Termination of Child in Need of Assistance Proceeding**

Upon the entry of an order under section 232.117 which orders the termination of the parental-child relationship or which does not order termination of the parent-child relationship but enters an order in accordance with the provisions of Section 232.100, 223.101, 232,102 or 232.104, the court shall also enter an order which closes the underlying child in need of assistance proceeding.

#### **(New) Rule 8.\_\_ Court's Review of Written Reports**

After the entry of an order of adjudication either as a child in need of assistance, family in need of assistance or a child who has committed a delinquent act, the juvenile court judge is authorized to received and review any report submitted by the Department of Human Services, a juvenile court officer, or a court appointed special advocate in advance of any scheduled dispositional hearing, modification hearing, review hearing, permanency hearing, or any other hearing scheduled by the court. Written reports shall be received by the court and parties no later than the time frame established by statute or by the court, which may be longer, At the time of hearing any party may object that all or a portion of the written material is not relevant or material to the hearing and should be disregarded by the court.